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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 09/387,502 | 09/01/1999 | DAVID WILKINS | 032931-0215 | 2655 |

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EXAMINER

BAUTISTA, XIOMARA L

ART UNIT PAPER NUMBER

2173

DATE MAILED: 02/25/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/387,502

Applicant(s)

David Wilkins

Examiner

Bautista, X. L.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Sep 1, 1999.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above, claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- a) ☐ All b) ☐ Some* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- *See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- 15) ☒ Notice of References Cited (PTO-892) 18) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 16) ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948) 19) ☐ Notice of Informal Patent Application (PTO-152)
- 17) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ 20) ☐ Other:

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DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371© of this title before the invention thereof by the applicant for patent.

2. **Claims 1-25 are rejected under 35 U.S.C. 102(e) as being anticipated by US Patent #6,081,262 issued to Gill et al (Gill, hereinafter).**

A. Per claims 1, 11, and 18:

Gill discloses a multi-media presentation generation system which combines media objects of multiple diverse types into an integrated multi-media presentation. The multi-media presentation generation system uses a page based document layout paradigm to regulate the spatial relationships among the plurality of objects contained within the multi-media presentation. A multi-media authoring tool extends the capabilities of the page based document layout system to enable an author to merge both static and dynamic objects in a page layout environment to create the multi-media presentation (abstract; col. 1, lines 7-11, 25-27, 30-32; col. 2, lines 3-9; col. 3, lines 10-14, 21-24, 40-44, 49-52, 56-65; col. 4, lines 12-20, 22-26, 31-37). Gill illustrates in figure 1 a menu driven multi-media presentation generation system MPG

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executing on a processor P, which accesses data from any of a multitude of media sources S1-S6, which data is in any of a multitude of formats and contents for integration into an adaptable product which represents the multi-media presentation. The basic architecture of the multi-media presentation generation system is a multi-media authoring tool which operates in conjunction with a page based document layout system to extend the menu based, static object manipulation capability of the page based document layout system to encompass dynamic multi-media objects. Gill teaches that video information is obtained from a plurality of external sources including data communication connections to broadcast media, such as Internet or broadcast television, live feeds, etc., (col. 5, lines 8-31, 52-61, 65-67; col. 6, lines 1-15, 23-30). Figure 2 illustrates a multi-media page layout that is created using the multi-media presentation generation system MPG. Multiple objects are placed on a page, with these objects having different characteristics (col. 9, lines 57-67; col. 10, lines 1-50). Gill teaches that when the user of the multi-media presentation generation system MPG selects the Keys Panel of the palette and specifies a key command, the key and script data is transmitted from the multi-media authoring tool A to the page based document layout system Q, where the keys definition data is stored inside the corresponding master page. The multi-media authoring tool A retrieves this stored keys definition data for display and editing by the user (col. 12, lines 14-22).

B. Per claims 2, 12, and 19:

See per claim 1. See further col. 5, lines 65-67; col. 6, lines 1-15; col. 14, lines 20-28; col. 17, lines 10-63; col. 22, lines 34-38.

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C. Per claims 3, 13, and 20:

See per claim 2.

D. Per claims 4 and 21:

See per claim 1. See further col. 9, lines 57-67; col. 10, lines 1-50.

E. Per claims 5 and 25:

See per claim 1. See further col. 5, lines 8-18, 41-45, 65-67; col. 6, lines 1-11; col. 9, lines 48-54.

F. Per claims 6, 14, and 22:

See per claim 1. See further col. 9, lines 27-54; col. 10, lines 1-42, 64-67; col. 11, lines 1-67; col. 12, lines 1-43.

G. Per claims 7 and 8:

See per claim 1. See further col. 3, lines 10-14, 21-24, 40-44, 49-52, 56-65; col. 6, lines 23-30.

H. Per claims 9, 15, and 23:

See per claim 1. See further col. 5, lines 65-67; col. 6, lines 1-20.

I. Per claims 10, 16, and 24:

See per claim 1. See further col. 11, lines 9-67; col. 1-25.

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Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Inquiries

4. Responses to this action should be mailed to: Commissioner of Patents and trademarks, Washington, D.C. 20231. If applicant desires to fax a response, (703) 308-9051 may be used for formal communications or (703) 308-6606 for informal or draft communications. Please label "PROPOSED" or "DRAFT" for informal facsimile communications. For after final responses, please label "AFTER FINAL" or "EXPEDITED PROCEDURE" on the document. Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ms. X. L. Bautista whose telephone number is (703) 305-3921. The Examiner can normally be reached on M - Th. from 8:00 - 6:00 ET. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, John Cabeca, can be reached at (703) 308-3116.

All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly


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signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark Office on February 25, 1997 at 1195 OG 89.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900.

XLB

February 17, 2002


RAYMOND J. BAYERL
PRIMARY EXAMINER
ART UNIT 2173